

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-173837-001 DT

02/05/2010

HONORABLE ROBERT BRUTINEL

CLERK OF THE COURT
K. Schermerhorn
Deputy

STATE OF ARIZONA

COUNTY ATTORNEY CRIMINAL -
CCC

v.

IVAN OLIVA-HERNANDEZ (001)

PUBLIC DEFENDER
THOMAS PURCELL LIDDY
MICHELE M IAFRATE
JEFFREY B MESSING

BOB JAMES - CRIMINAL COURT
ADMINISTRATOR
JUDGE BRUTINEL
JUDGE RYAN
VICTIM SERVICES DIV-CA-CCC

MINUTE ENTRY

Prior to commencement of hearing and the Court having considered the matter,

IT IS ORDERED consolidating all of the pending Order to Show Cause Petitions, currently assigned to this Court by the Special Master, into a single cause which shall be captioned: State of Arizona vs. Antonio Nolasco-Kimaro and Consolidated Cases, CR 2004-014126-001, for the purposes of hearing and determining the pending Order to Show Cause Petitions only.

This Court takes Judicial Notice of the minute entry orders in each of the individual cases captioned Order to Show Cause and the factual findings contained therein. Accordingly, neither the Petitioner nor the Respondent, Maricopa County Sheriff and Deputy Chief David Trombi, need present testimony to establish the facts contained therein, but may present testimony which rebuts those factual findings. Counsel for Petitioner, Mr. Messing, will consider whether this

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obviates the need for the Subpoenas filed and served upon the Maricopa County Attorney's Office.

State's Exhibit 1 is marked for identification.

LET THE RECORD REFLECT that all exhibits in this matter shall be filed under CR2004-014126-001.

9:49 a.m.

Courtroom CCB LL1

State's Attorney:	Jeffrey Messing and Kesha Hodge
MCSO Attorney:	Thomas P. Liddy and Cari Shehorn
Court Reporter:	Scott Kindle
Defendant:	Presence Waived

Court and counsel discuss matters.

IT IS ORDERED setting hearing on February 19, 2010 at 3:00 p.m. before Judge Brutinel.

IT IS FURTHER ORDERED setting hearing on the pending OSC's on March 1, 2010 at 9:00 a.m. before Judge Brutinel.

IT IS FURTHER ORDERED that the hearing on February 19, 2010 and hearing on March 1, 2010 shall be held in the Maricopa County Superior Court, Central Court Building, Lower Level, Courtroom 1.

IT IS FURTHER ORDERED directing counsel to file the witness and exhibit list and hearing statement no later than February 16, 2010. All Exhibits shall be filed with the clerk, Kelly Schermerhorn, located in the East Court Building, Courtroom 914.

9:52 a.m. Matter concludes.

Later:

IT IS FURTHER ORDERED authorizing, but not requiring, the Clerk of the Maricopa County Superior Court to disseminate this minute entry and subsequent minute entries pertaining to this matter to all related cases in order to maintain the integrity of the court records therein.